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OFFICE OF PETITIONS

In re Application of :
Bolt, et al. :
Application No. 10/722,874 : ON PETITION
Filed: November 26, 2003 :
Attorney Docket No. 01925-P0208A :

This is a decision on the papers styled, "Petition TO Accord Filing Date to Items Alleged Omitted," filed on August 23, 2004, which has been treated as a Petition under 37 CFR 1.53, requesting that the above-identified application be accorded a filing date of November 26, 2003, including Figures 21-23 as described in the specification.

The application was filed on November 26, 2003. However, on August 4, 2004, the Office of Initial Patent Examination (OIPE) mailed a "Notice To File Missing Parts of Nonprovisional Application" (Notice) that stated the application had been accorded a filing date, but Figures 21-23 as described in the specification appear to have been omitted.

In response, on August 23, 2004 the instant petition and one (1) sheet of drawings (which includes Figure 21-23) were submitted. The papers were accompanied by a copy of applicant's postcard receipt that acknowledges receipt of "15 Sheets of Drawings," on November 26, 2003. A review of the application file indicates the presence of only fourteen (14) sheets of drawings originally filed on November 26, 2003, with the sheet containing Figures 21-23 missing. It is assumed that the missing sheet of drawings containing Figures 21-23 was misplaced by the Office.

In view of the above, the petition is granted.

The \$130.00 petition fee submitted on August 23, 2004 will be refunded to deposit account no. 19-4516.

This application will be returned to OIPE for processing with a filing date of November 26, 2003, using the one (1) sheet of drawings, containing Figures 21-23, that was submitted with the petition on August 23, 2004.

Telephone inquiries concerning this matter may be directed to the undersigned at (703) 306-9200.

A handwritten signature in dark ink, appearing to read 'EJ Tannouse', followed by a horizontal line.

Edward J. Tannouse
Petitions Attorney
Office of Petitions
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